

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being filed via EFS Web with the US Patent and Trademark Office on .

05/04/07 By: /Winsome St. Rose/  
Date Winsome A. St. Rose

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: )  
Gregor Sagner, et al. ) EXAMINER: Suchira Pande  
SERIAL NO.: 10/549,648 ) ART UNIT: 1637  
FILED: September 15, 2005 ) Confirmation No. 2235  
FOR: IMPROVED SYSTEM FOR MULTI ) Docket No. 21810-US  
COLOR REAL TIME PCR

RESPONSE UNDER 35 U.S.C. §121

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Responsive to the Restriction Requirement mailed April 24, 2007, Applicants elect for further prosecution without traverse and solely to facilitate prosecution Group IV- Claims 15-17, drawn to an instrument.

Applicants reserve the right to prosecute all other groups in either a divisional or continuation application.

Applicants believe no fee is due for filing this response, however, should any fee be due, the Commissioner is hereby authorized to charge those fees to Deposit Account No. 50-0812. This, however, is not an authorization for payment of issue fee.

Date: May 4, 2007

Respectfully Submitted,

#### Correspondence Address

**Roche Molecular Systems, Inc**  
1145 Atlantic Avenue  
Alameda, CA 94501  
Tel: 510-814-2800  
Fax: 510-814-2973

/Rhea C. Nersesian/  
Rhea C. Nersesian  
Reg. No. 55-488